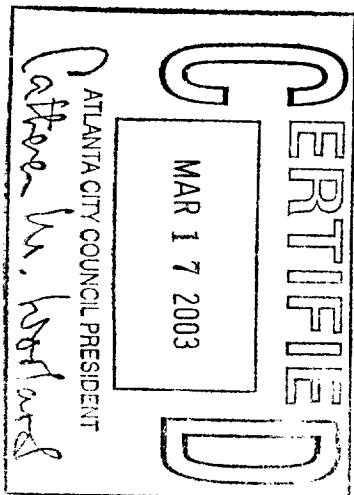


Entered - 07/01/02 - sb
CL02L0465 - DIANNE C. MITCHELL

CLAIM OF: SHENESE R. QUINN
P. O. Box 48662
Doraville, Georgia 30362

03-*R*-0342

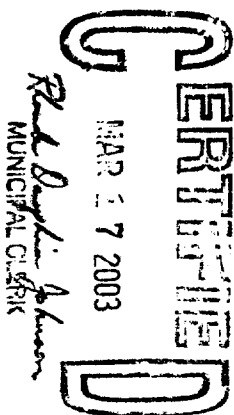


For damages alleged to have been sustained as a result of vehicular damage due to an altercation on May 26, 2002 at 1068 Peachtree Road.

THIS ADVERSED REPORT IS APPROVED

BY:


JERRY L. DELOACH
DEPUTY CITY ATTORNEY



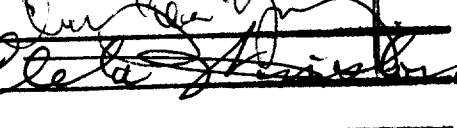
ADVERSE REPORT

COMM: *Public Safety*

DATE: *3/13/03*

CHAIR: 

















OFFICE OF MUNICIPAL CLERK

RHONDA DAUPHIN JOHNSON, CMC
MUNICIPAL CLERK

55 TRINITY AVENUE, S.W.
SECOND FLOOR, EAST
SUITE 2700
ATLANTA, GEORGIA 30335
(404) 330-6033
FAX (404) 658-6103

March 26, 2003

Shenese R. Quinn
P.O. Box 48662
Doraville, GA 30362

03-R-0342

Dear Ms. Quinn:

I sincerely regret that you have been adversely affected by the circumstances raised in your claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your claim at its regular meeting on March 17, 2003. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the **City Attorney's Office/Claims Division** at (404) 330-6400.

Yours very truly,

Rhonda Dauphin Johnson, CMC
Municipal Clerk

cc: Claims Division/Law Department

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 02L0465

Date: February 24, 2003

Claimant /Victim SHENESE R. QUINN

BY: (Atty)(Ins. Co.)

Address: P. O. Box 48662, Doraville, Georgia 30362

Subrogation: Claim for Property damage \$ 493.30 Bodily Injury \$

Date of Notice: 06/26/02 Method: Written, proper X Improper

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 05/26/02 Place: 1068 Peachtree Road

Department Police Bureau:

Employee involved Disciplinary Action:

NATURE OF CLAIM: The claimant alleges her vehicle was damaged during an altercation between police officers and two female perpetrators. However, the City is immune from liability as set forth in O.C.G.A. §§36-33-1 & 36-33-3.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral

Pictures Diagrams Reports: Police X Dept Report X Other

Traffic citations issued: City Driver Claimant Driver

Citation disposition: City Driver Claimant Driver

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial

Improper Notice More than Six Months Other X Damages reasonable

City not involved Offer rejected Compromise settlement

Repair/replacement by Ins. Co. Repair/replacement by City Forces

Claimant Negligent City Negligent Joint Claim Abandoned

Respectfully submitted,


INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ Adverse X Account charged: 1A01 2J01 2H01 2P01

Claims Manager: Concur/date 02-27-03

Committee Action: Council Action

CONSENT I

3/17/03 FULL COUNCIL MEETING		
Items Adopted on the Consent Agenda		Items Adversed on the Consent Agenda
1. 03-O-0408	36. 03-R-0329	45. 03-R-0336
2. 03-O-0392	37. 03-R-0330	46. 03-R-0337
3. 03-O-0305	38. 03-R-0331	47. 03-R-0338
4. 03-O-0380	39. 03-R-0332	48. 03-R-0339
5. 03-O-0388	40. 03-R-0333	49. 03-R-0340
6. 03-O-0234	41. 03-R-0334	50. 03-R-0341
7. 03-O-0228	42. 03-R-0335	51. 03-R-0342
8. 03-O-0229	43. 03-R-0347	52. 03-R-0343
9. 03-O-0385	44. 03-R-0415	53. 03-R-0344
10. 03-O-0386		54. 03-R-0345
11. 03-R-0348		
12. 03-R-0349		
13. 03-R-0351		
14. 03-R-0352		
15. 03-R-0597		
16. 03-R-0353		
17. 03-R-0354		
18. 03-R-0190		
19. 03-R-0346		
20. 03-R-0361		
21. 03-R-0417		
22. 03-R-0356		
23. 03-R-0357		
24. 03-R-0358		
25. 03-R-0370		
26. 03-R-0371		
27. 03-R-0372		
28. 03-R-0373		
29. 03-R-0374		
30. 03-R-0383		
31. 03-R-0387		
32. 03-R-0325		
33. 03-R-0326		
34. 03-R-0327		
35. 03-R-0328		

Consent I Vote: 12 Yeas; 0 Nays: (See RCS #4538)
 Items Removed from the Consent Agenda: 03-O-0219; 03-O-0323; 03-O-0220; & 03-O-0221